

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

EUGENE ANTONIO BICKLEY,

Petitioner,

vs.

MICHAEL BOWERSOX,

Respondent.

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Case No. 4:07CV1626 TIA

**ORDER OF VOLUNTARY DISMISSAL
PURSUANT TO FED. R. CIV. P. 41(a)**

This matter is before the Court upon petitioner's motion to voluntarily dismiss his petition for a writ of habeas corpus [Doc. #2]. On September 20, 2007, while this action was under review pursuant to 28 U.S.C. § 1915, petitioner submitted a motion to dismiss requesting that this action be voluntarily dismissed, without prejudice. *See* Fed. R. Civ. P. 41(a). Because no show cause order has issued and respondent has not filed a response, the Court will grant petitioner's request to voluntarily dismiss his 28 U.S.C. § 2254 petition.

Therefore,

IT IS HEREBY ORDERED that petitioner's motion to voluntarily dismiss his petition for a writ of habeas corpus [Doc. # 2], without prejudice, is **GRANTED**.

Dated this 21st day of September, 2007.



HENRY EDWARD AUTREY
UNITED STATES DISTRICT JUDGE